

## CHALONER WINS 20 YEAR SANITY FIGHT

Court Prepares to Dismiss Committee of Person and Property Here.

## NO FAMILY OPPOSITION

Settlement of Battle Over Mental Status Helped by Women Relatives.

John Armstrong Chaloner ended yesterday afternoon his twenty year fight to have his sanity recognized in the State and city of his birth. Supreme Court Justice Ford, at the conclusion of the argument of Morris Streusand of Kaplan, Koeman & Streusand, Chaloner's attorneys, announced he would allow only a formal perusal of the papers before granting Chaloner's motion for the dismissal of Thomas T. Sherman as a committee of his person and property.

The motion was unopposed by Louis Stuyvenant Chanler, Robert M. Chanler, Winthrop Astor Chanler or any other member of his family with whom Chaloner has fought a bitter legal and literary feud since they caused his commitment to Bloomingdale in 1897. With the formal granting of the motion Chaloner will enter into his share of one of the oldest and wealthiest of the Knickerbocker properties in New York, netting him well over \$100,000 a year.

Notwithstanding this promised vindication, Mr. Chaloner told a reporter for The Sun yesterday he would not leave his residence in New York city and the place in its society to which his family connections would entitle him.

"After I escaped from Bloomingdale in 1897," he said, "I went to live at Merry Mills, Virginia, and I've become accustomed to country life. That's the way I'm going to go on the rest of my life. But I'll come to New York for many a visit."

Mr. Chaloner set foot in New York for the first time in twenty years this morning. His appreciations of the changes in the city at that time compared New York as he left her to a gawky girl of 14 who had bloomed meanwhile into the full flower of womanhood.

So well convinced of Mr. Chaloner's sanity yesterday was Justice Ford after the recital of Mr. Streusand that he refused to question the petitioner who was present in court and ready to submit himself to an examination.

"I have a pretty clear idea of the merits of this case already," Justice Ford said.

Mr. Streusand had reviewed the legal aspects of the long battle of Mr. Chaloner from the time he was adjudged incompetent by a Sheriff's Jury while he was locked up in Bloomingdale and unable to be present in his own defense. After he had escaped from Bloomingdale under sensational circumstances and fled through New York and into the State of Virginia, a friendly neighbor in that State brought an action against him to have him declared an escaped lunatic and returned to New York city and his family.

Mr. Chaloner's sanity was established in 1917 he applied to the Supreme Court of New York to reestablish his sanity here, for though sane in Virginia he was still under the cloud of the old New York process and could not enter this State. The bulk of his property was here and he was in the custody of Mr. Sherman. From it he was allowed from \$12,000 to \$20,000 a year. Justice Tierney found that in the service on all of the interested parties had not been completed and rejected the application without prejudice to its proper renewal.

Meanwhile Chaloner had devoted himself to voluminous literary work. He reviewed the lunacy laws of the world and published a textbook on them to show the inquiry which he insists still exists in the New York law. He published privately volumes of plays and poems, many of them dealing incidentally with his own dramatic case.

Upon the marriage of his brother, "Sheriff Bob," to Lina Cavalieri, the singer, a marriage subsequently ended by divorce, Chaloner attained fame by sending from his enforced retreat in Virginia this laconic telegram: "Who's looney now?"

## Some Friends in Family.

He had already changed the spelling of his name. He has always expressed a friendly feeling for "Sheriff Bob," though he has refused to meet him. He is also understood to have maintained friendly correspondence with the women of the family, though he has said that it was because of misunderstandings with his sisters over his marriage to Annette Rivers, the novelist, now the Princess Troubetzkoy, that all of his family troubles arose. The women of the family, however, are reported to have been instrumental in withholding opposition to the proceedings concluded yesterday.

This attitude of the family was expressed yesterday by Harold Taylor, their attorney. After reviewing the queen's efforts to secure what he termed his "rights," Mr. Taylor said of him: "In the league of common sense every body knows he is competent."

Mr. Taylor agreed with Herbert J. Bickford, attorney for Mr. Sherman, that it was unnecessary to have a referee and that Justice Ford could decide the case on the statements made and the papers submitted. Mr. Bickford said that Mr. Sherman neither approved nor objected to the discharge of Mr. Chaloner's property from his custody. Mr. Taylor introduced Chaloner, who was an interested spectator in court, to Justice Ford and suggested the advisability of asking him questions to expedite the formal decision.

In addition to the decision of the southern courts this is the third time that Mr. Chaloner's sanity has been judicially established. He collected a verdict of \$10,000 awarded to him by a Washington jury against the Washington Post which had cast aspersions on his mentality and a jury in the Federal Court here recently awarded him \$35,000 damages against the New York Evening Post for a paragraph which Chaloner alleged to have called him a lunatic. The latter verdict, though reduced by stipulation to \$17,500, has been appealed by the Post.

## MANING MADE MILLIONS OVER HIS OLD \$15 DESK

Hat Tree and Four Chairs Completed Furnishings in Office—Riverside Drive Home Furniture Worth About \$3,000.

Over a roll top desk valued at \$15 and surrounded in his small office at 2 Wall street by furniture which would not bring \$75 if sold at auction, John B. Manning, ship broker and broker, who died at his home, 81 Riverside Drive, in April, 1915, transacted all the business in connection with his \$9,000,000 estate.

According to a statement filed yesterday in the Surrogate's Court in connection with an application for a judicial settlement of the Manning estate, the furniture of the ship broker's office consisted only of the cheap desk, a hat tree and four chairs. There were no rugs on the floor or ornaments of any kind on the wall.

The same modesty in furnishings was displayed by the millionaire in the fitting up of his home on Riverside Drive. While the accounting gives a long list of household effects, the individual values of the articles enumerated are inconsequential. The largest items are for the grand piano, which is valued at \$250 and a mahogany bed, appraised at \$75. Two other beds are listed at \$20 and a brass bed at \$8.

Two oil paintings, listed as "Sonnets in Ireland," are valued at \$2 apiece.

These, with an enameled and brass ikon of the Russian Church, a curio which had come into the possession of Manning, comprised the only decorations of the millionaire's bedroom. His other furniture included a music box valued at \$20 and all the furniture of the large Riverside Drive home is appraised at slightly above \$3,000.

Simultaneous with the filing of the application for the judicial settlement of the estate, Timothy Murray, an attorney of 141 Broadway, interposed an objection to the court approving of the application until the administrators settled an account of \$343, which he claims is due to him for legal services rendered by Mr. Manning. Murray's application automatically halts further action on the part of the administrators toward winding up the estate until his claim is disposed of. According to the accounting, the estate paid for legal services twelve States accounting to \$341.813. The State of New York received \$302, \$19 as its share.

A year before his death Manning was the central figure in a breach of promise action brought against him by Miss Honora O'Brien. She was 28 and he was 84 years old at the time.

## SLAYER'S MOTHER BLAMES THE WAR

Mrs. O'Brien, Whose Son Confessed to Killing Stationer, Astounded.

## FAMILY HAD BROKEN UP

With Father Fighting in France Son Was Permitted to Drift.

Mrs. Theresa O'Brien, the gray haired mother of Eddie O'Brien, the seventeen-year-old boy under arrest for the murder of Gardner C. Hull, his employer, rested her elbows on the table in her daughter's apartment, 258 Lincoln road, Brooklyn, yesterday afternoon, and covered her eyes with her hands.

"So Eddie confessed to the police that he killed his boss," she said, hiding her tears. "Well, the boy must have been insane. When he did it, he was the finest boy that ever grew, my Eddie—as truthful as could be, and to church and Sunday school every Sunday. He never was in trouble with him always nervous, but my Eddie was never vicious."

"When he came down to where I work in Avon, N. Y., last night, and I looked in his eyes, I could swear he was innocent. I asked him right away when he drove up in an automobile whether or not he had killed his boss and he didn't. You see the police had called up Mrs. Simms, where I work and told her about the crime, and they were watching him. When Eddie told me Earl Paige, the boy who worked with him, murdered Mr. Hull, I told him to go right back to New York and tell the police the truth."

Caught at Station.

"I guess I got hysterical to think my Eddie should get mixed up in anything like a murder, or a robbery, and Eddie hesitated, but then he went out of the door, and I knew he would do what I asked him. The police caught him at the New York station."

"I can't believe it. It can't be true. None of this would have happened if the boy only had had a mother's care for the last five years. The war broke out and my husband went with the Irish Rifles to France. He was wounded in the first battle at Ypres and we had to break up our family. I had to work and Eddie went to live in New York."

"And why should he murder a man for money? He had all he wanted. He never was in want for anything. We always gave him everything. A good boy, he was."

O'Brien was arrested before Justice of the Peace Peter G. Dodd in West Grove, N. J., a suburb of Asbury Park, yesterday and a charge of murder was placed against him by William T. Reynolds, New York City, detective. After he was held without bond at Freehold.

"I told the story that Paige did it when the detective first asked me in order to stop the boy from running away. My mother said she would kill herself if I was guilty."

How Crime Was Committed.

Capt. Arthur Carey of the Homicide Bureau returned from Avon, N. J., yesterday afternoon after his interview with O'Brien. He said that he had been on the trail of the two messenger boys since the body of their employer was found in his office, 108 Fulton street, last Friday night.

Carey said O'Brien told him that he and the Paige boy had planned to rob Hull some time before and had decided to get the payroll a week ago, but Paige was taken sick. On Friday night, according to Capt. Carey, the boys waited until Miss Smith, a stenographer, had left the office, and O'Brien walked into the room where Hull was sitting. He asked him for some pills to relieve an attack of indigestion. Hull gave him four pills.

According to the boy's story he then went to the water cooler, behind which he had hidden a hammer. Then, says Capt. Carey, O'Brien confessed he smashed Hull on the head with the hammer. He struck him twice. Paige and O'Brien picked up all the money they could find on the desk and went to Newark, where they divided the money.

Paige went on to Philadelphia, where he was arrested, and now is awaiting extradition. O'Brien stayed in Newark until Monday, when he decided to go to Avon to see his mother. That was just what the police thought he would do, hence his capture.

Describes His Crime.

At the jail in Freehold O'Brien told a reporter: "I killed the old man because I had a grudge against him. He had not intended to kill him. I did not think I would go that far. I did it all myself. Eddie Paige had no part in it, except to try to stop me from finishing the old man with the hammer. I know I hit the old man four times on the head with the hammer, maybe more. I don't know."

"When I hit him over the head the first time he was sitting in his chair alongside his desk and when I was going to hit him again, Paige grabbed my arm and tried to take the hammer away from me."

"For God's sake don't hit him again," Eddie cried.

"I chucked Paige away from me and asked him, 'Who in hell is doing this?' Paige did not bother me any more after that."

"I hit the old man three times more. That I am certain of. When he did not move I grabbed the money, which was about \$250. Then Eddie and I beat it out the back door into John street. As soon as I got a chance I gave Paige about \$50. I kept the rest for myself."

The funeral of Mr. Hull was held last evening at the Bushwick Baptist Church, Bushwick avenue and Weirfield street, of which he was a deacon and trustee. The church officers attended in a body and the Rev. August Deppisch, who is the junior partner in the firm of Hull & Deppisch, delivered the eulogy. The services were conducted by the Rev. Charles T. Snow, an editor of the Watchman Examiner, a Baptist publication, in the absence of the pastor, the Rev. T. J. Whitaker.

The church unit of the United Boys' Brigade of America, of which Mr. Hull was president, marched to the church for the service. Burial will be at Cypress Hills cemetery to-day.

WILL URGE HAMBY APPEAL.

Slayer's Attorney Will Try to Gain Consent to Death Delay.

Frank X. McCaffrey, attorney for Gordon Fawcett Hamby, the bank robber and slayer, who is to be electrocuted in the week of July 23, will go to Sing Sing to-day to try to induce Hamby to let him appeal to higher courts. Mr. McCaffrey has had a notice of appeal with him and will serve it upon Warden Edward V. Brophy if Hamby gives his consent.

Prison officials declare Hamby is still stocky to his original build and is not appealing, but the prevailing opinion there is that he should be compelled to do so, so that it might not be said he was electrocuted without getting all his legal rights.

# JOHN WANAMAKER

THE STORE THAT REFLECTS THE GOOD TASTE OF NEW YORK

JOHN WANAMAKER  
Formerly A. T. Stewart & Co.  
Broadway at Ninth, New York.  
Store Hours, 9 to 5.

Good morning!  
This is July 16!  
The weather to-day will probably be fair.

## Many Men are Like Lincoln's Lazy Stepbrother

A rare purchase, indeed!

350 Frocks at \$12.95 for Miss 14 to 20

In nearly every instance less than the wholesale price

Every summer a certain well-known maker of dresses gives us the pick of his surplus frocks.

This year our choice numbers 350 dresses.

Smart models  
Many of the models have been successes (at much higher prices) in our own Salons this season. We well know of what we speak.

There is only one model in the collection whose wholesale price was a bit less than our price today—the wholesale prices of the other models ranged from \$16.50 to \$29.75. That the savings in this sale are worth while, is obvious!

Beautiful materials  
Exquisite colors  
Organdies in white and pastel colors—also some flower printed.

Linens in fine and heavy weaves.

Lillian corsets  
are designed by a French artist corsetier in France.

They are the very foundation of the smart woman's toilette—scientifically designed to suit many types of figures—exquisitely dainty, in harmony with the most beautiful lingerie.

Lillian corsets are exclusive with the Wanamaker Store.

Third floor, Old Building.

Georgette crepe dresses at \$39.50

SIZES 34 to 44

Yes, they are beaded—beautifully beaded! They are beaded for a practical reason, too—weigh down the voluminous tunic of the model so that the straight-line silhouette might be retained. Of course, the bodice is also beaded.

Silk foundation to match. In white, flesh pink, taupe, navy blue or black.

Second floor, Old Building.

Linen suits reduced to \$25

Very trim and immaculate looking, made in belted and pocketed models, pearl button fastened. In tan, leather color, copenhagen blue and white. Quite formal enough for town wear; delightfully comfortable and smart for sports.

Second floor, Old Building.

Another carload white mountain refrigerators

Three doors, 35 in. wide, 22 in. deep, 50 in. high \$30.

Apartment house style, 90 lbs. ice capacity \$30.

Apartment house style, 110 lbs. ice capacity \$40.

Apartment house style, 140 lbs. ice capacity \$48.

Lift-cover style, removable chamber, 133 lbs. ice capacity \$37.50.

Seventh Gallery, New Building.



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## Summer blankets at manufacturers' cost

55 pairs—so cool and thin that many people call them sheets; all wool, open weave, 80 x 90 in., good double bed size; cut and bound separately; some all white, some with pink or blue borders. \$16 pr. Fourth Gallery, New Bldg.

## Living-room furniture in the August sale

New suites, separate davenport and chairs in coverings of damasks, velours and tapestries have just been received. Among them—

3-piece mahogany suite, Queen Anne type, with cane back and sides; covering of blue and gold damask, \$576.00 grade, price \$461.00.

2-piece mahogany suite, with cane panel back and sides, loose cushion seats of black and gold damask, \$373.00 grade, price \$298.00.

3-piece carved mahogany suite, cane panel back with covering of mulberry figured velour, \$850.00 grade, price \$680.00.

3-piece all-over upholstered suite, with seat cushions, back and pillows of figured frieze and outside back and sides of velour, \$881.00 grade, price \$704.75.

2-piece all-over upholstered suite, in tapestry, \$583.00 grade, price \$461.00.

3-piece American walnut suite, Italian Renaissance design, with cushion seats and backs, and pillows of black and gold velour, \$723.00 grade, price \$650.50.

3-piece mahogany - finished suite, with cane panel back and sides and damask-covered seats and pillows, \$226.00 grade, price \$181.00.

3-piece mahogany suite, with cane panel back and sides; loose cushion seats of blue and gold velour, \$410.00 grade, price \$328.00.

The chairs and davenports are in unusual variety—

All-over upholstered davenport in tapestry, \$277.00 grade, price \$221.50.

Arm chair to match, \$152.00 grade, price \$121.50.

All-over upholstered davenport in tapestry with loose cushion seat and arms, \$257.00 grade, price \$205.50.

Wing arm chair to match, \$105.00 grade, price \$84.00.

Arm chair to match, \$112.00 grade, price \$89.50.

Louis XVI. arm chair in mahogany antique finish, with damask seat and back, \$163.00 grade, price \$146.50.

English club chair of mahogany, with cushion seat and back of wool tapestry, \$217.50 grade, price \$174.00.

Fifth Gallery, New Building.

## Men's list socks 35c; 3 pairs for \$1

Seamless, with high spliced heels, double soles and toes. White, black, cordovan, navy, gray, tan.

Burlington Arcade floor, New Building.

## Men's shantung silk suits, \$15

—BECAUSE they are soiled. You can wear them a few times, then a cleaning will make them like new. Every man knows that \$15 is LESS than these suits could be made for to-day. Only 112 of them. Come early.

Burlington Arcade floor, New Building.

Seamless, with high spliced heels, double soles and toes. White, black, cordovan, navy, gray, tan.

Burlington Arcade floor, New Building.